THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.24644 of 2006

Dated: 26.12.2006

Between:

Smt. Shaheda Sultana and others.

..... PETITIONERS

AND

The Mandal Revenue Officer, Serilingampalli Mandal,
Ranga Reddy District and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.24644 of 2006

ORDER:

The petitioners, who are forty in number, filed instant writ petition seeking a writ of Mandamus declaring the action of the respondents, namely, the Mandal Revenue Officer (MRO), Serilingampally, the Vice Chairman-cum-Managing Director, Andhra Pradesh Industrial Infrastructure Corporation Limited (APIIC), Hyderabad, and the Collector, Ranga Reddy District, in allegedly trying to dispossess them without due process of law under the Land Acquisition Act, 1894, as illegal, arbitrary and violative of their rights under Articles 19, 21 and 300-A of the Constitution of India. It is their case that all of them purchased various plots in the land comprised in various survey numbers situated at Gopanpally Village of Serilingampally Mandal in Ranga Reddy District under various registered sale deeds/agreements-cum-GPAs executed by their vendors. They also allege that they are in peaceful possession and occupation of the land. They further allege that they, having come to know that the Government has allotted the land to APIIC, made a representation on 13.03.2006 to the District Collector, Ranga Reddy District, which is under consideration. But on 12.11.2006, the officials of APIIC and Revenue Department started levelling the land and also made attempts to dispossess the petitioners.

The matter was initially heard on 27.11.2006. At the request made by the learned standing counsel for APIIC and the learned Assistant Government Pleader for Revenue (General-T) the matter was adjourned. Today after getting instructions, the learned standing counsel for APIIC submits that the proposals for alienation of land admeasuring Acs.148.00 cents in various survey numbers of said Village are pending before the Government. He also submits that pending the decision on the alienation proposals, the Revenue Department has handed over said land to APIIC on 28.10.2004 and out of said land an extent of Acs.100.00 was allotted and handed over by APIIC to M/s Wipro limited, Hyderabad, on 26.03.2006, who are in possession of said land. In view of this it becomes clear that there is a dispute regarding title to the land allotted by APIIC to M/s Wipro limited. If so advised, the petitioners may have to adjudicate their rights in a common Law Court. Writ petition is not proper remedy. In this writ petition no relief can be granted.

The writ petition, with the above observations, is accordingly dismissed. No costs.

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(**V.V.S.RAO, J**)

26th December, 2006
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